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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

Case No. BK-S-06-10725 LBR
 Case No. BK-S-06-10726 LBR
 Case No. BK-S-06-10727 LBR
 Case No. BK-S-06-10728 LBR
 Case No. BK-S-06-10729 LBR

In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND,
 LLC,
 Debtor.

Chapter 11

**Jointly Administered Under
 Case No. BK-S-06-10725 LBR**

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

In re:
 USA SECURITIES, LLC,
 Debtor.

**STATUS AND AGENDA FOR
 JANUARY 3, 2007 HEARINGS**

Affects:

- ☒ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Date: January 3, 2007
 Time: 9:30 a.m.

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1. **Motion For Approval of Procedures Regarding Assignment of Direct Lenders' Interests** (the "Assignment of Interests Motion," Docket No. 1805). USACM requests an order of this Court approving the proposed rules and procedures set forth in the Assignment of Interests Motion regarding USACM's and any Asset Purchaser's treatment and handling of notices of assignments of beneficial interests in deeds of trust received from third parties, requests to change account (aka legal vesting) names received from direct lenders, and similar situations involving transfers or assignments of direct lenders' interests in loans. A Stipulation and Order requesting that the hearing on this Motion be continued to January 17, 2007 at 9:30 a.m. has been submitted to the Court.

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Committee of Holders of Executory Contract Rights Through USA Commercial Mortgage Company	December 4, 2006	1926
Debt Acquisition Company of America V	December 5, 2006	1957
Hall Financial Group, Ltd.	December 5, 2006	1993
Dr. Stanley Alexander, et al. (Joinder in Opposition)	December 11, 2006	2019
<u>Reply Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Debtors	December 11, 2006	2039

2. **Motion To Enforce Order Granting Debtors' Motion To Distribute Funds** (Docket No. 1388) filed by USA Commercial Real Estate Group ("USACREG"). This Motion seeks an order compelling the Debtors to distribute funds to USACREG pursuant to the order entered August 24, 2006 granting Debtors' Motion to Distribute Funds. This Motion was originally heard on November 13, 2006, but was continued to this date.

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Debtors	October 20, 2006	1619
Official Committee of Unsecured Creditors of USA Commercial Mortgage (Joinder in Opposition)	October 25, 2006	1667

<u>Reply Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
USACREG	September 27, 2006	1736

3. **Motion of USA Investment Partners, LLC and Joseph D. Milanowski For The Endorsement of A Protective Order** (the “Motion for Protective Order,” docket no. 1837). The Motion for Protective Order requests the Court’s endorsement of a protective order governing access to certain documents. An Addendum to the Motion for Protective Order was filed on December 14, 2006 (Docket No. 2105).

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Debtors	December 6, 2006	1972
Official Committee of Unsecured Creditors of USA Commercial Mortgage (Joinder in Opposition)	December 12, 2006	2055

4. **Application Pursuant To Fed.R.Bankr.P. 2014(A) Authorizing the Employment and Retention of Beadle, McBride, Evans & Reeves, LLP As “Ordinary Course Accountants” (Affects All Debtors)** (the “Beadle Application,” docket no. 1974). The Beadle Application seeks authority to employ and retain Beadle, McBride, Evans & Reeves, LLP to provide tax and accounting services to the Debtors. The Debtors and relevant parties are attempting to reach a resolution with regard to the Beadle Application, and to the extent such resolution has not been finalized, the Debtors will request that the Beadle Application be continued until January 17, 2007 at 9:30 a.m.

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC	December 26, 2006	2272

5. **Omnibus Objection of the Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC, To Claims on Equity Misfiled As Creditor Claims** (Docket No. 1891). The Official Committee of Equity Security Holders of USA Capital

Diversified Trust Deed Fund, LLC objects to proofs of claims that have been erroneously filed as creditor claims against USA Capital Diversified Trust Deed Fund, LLC.

<u>Response Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Bruce McGimsey	12/26/06	2267
Johnny Clark	12/26/06	2268
Jerry and Sharon McGimsey	12/26/06	2269
Margaret B. McGimsey Trust	12/26/06	2270
John Godfrey	12/28/06	2324
Douglas Carson	12/29/06	2327
George J. and Miriam B. Gage (Notice of Non-Opposition)	12/19/06	2210
<u>Reply Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC (Omnibus Reply)	12/28/06	2319

6. **Omnibus Objection of the Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC, To Wrong Debtor Claims Misfiled Against USA Capital Diversified Trust Deed Fund, LLC** (Docket No. 1892). The Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC objects to proofs of claims which have been erroneously filed against debtor USA Capital Diversified Trust Deed Fund, LLC.

<u>Response Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Karen Petersen Tyndall Trust dated 3/9/94 and KPT Irrevocable Trust dated 7/16/99	12/20/06	2213
<u>Reply Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Debtor (Joinder)	12/5/06	1950

Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC	12/28/06	2318
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Hearings scheduled for January 3, 2007 at 1:30 p.m.

1. **Motion For Order Temporarily Allowing The Claim of Del And Ernestine Bunch For Voting Purposes** (Docket No. 2124). This Motion moves this Court pursuant to Fed. R. Bankr. P. 3018(a) to allow the claim of Del and Ernestine Bunch for voting purposes.

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Debtors	12/19/06	2215
Debtors	1/2/07	2336
<u>Reply Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
Del and Ernestine Bunch (Supplement)	12/18/06	2166
Del and Ernestine Bunch (Supplemental Declaration)	12/18/06	2170
Del and Ernestine Bunch (Second Supplement)	12/28/06	2322
Del and Ernestine Bunch (Second Supplemental Declaration)	12/28/06	2325

Adversary No. 06-1256 LBR

2. **Motion For Immediate Writ of Attachment With Notice And Preliminary Injunction Continuing Asset Freeze** (Docket No. 9). This Motion moves for (1) an immediate writ of attachment pursuant to NRS 112.210 and 31.017 and (2) a preliminary injunction extending the temporary restraining order which froze the proceeds of the Royal Hotel sale.

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
None.		

1 3. Scheduling Conference in Adversary 06-1201, *USA Commercial Mortgage*
2 *Company v. Gateway Stone Associates, LLC.*

3
4 DATED: January 2, 2007

5
6 /s/ Jeanette E. McPherson

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